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HU**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Application No. : 09/761,969
Applicant : Garrity et al.
Filed : January 16, 2001.
Title : VITAMIN D ASSAY

TC/A.U. : 1641
Examiner : Cook, L.V.

Docket No. : A1712

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

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| CERTIFICATE OF FACSIMILE TRANSMISSION | |
| I hereby certify that this correspondence is being transmitted via facsimile to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, to fax number 703-872-9306 (TC 1600), on the date indicated below. | |
| Date: | <u>May 5, 2003</u> |
| By: | <u>Di Rasmussen</u> |
| Di Rasmussen | |

AMENDMENT IN RESPONSE TO APRIL 7, 2003 OFFICE ACTION

Dear Sir:

This is in response to the April 7, 2003 Office Action issued by the United States Patent and Trademark Office regarding the above-identified application. A response to the Office Action is due May 7, 2003. Accordingly, this Amendment is being timely filed.

This response is being submitted in accordance with the Revised Amendment Format, under the waiver of 37 C.F.R. § 1.121, as issued by the Deputy Commissioner for Patent Examination Policy on January 31, 2003.

Please amend the subject application as follows:

Amendments to the Claims begin on page 2 of this paper.

Remarks/Arguments begin on page 12 of this paper.